

Proposed technical correction:

SECTION #. G.S. 113A-134.12 reads as rewritten:

"§ 113A-134.12. Multiyear beach management and restoration strategy and plan.

(a) The Department of Environmental Quality shall develop a multiyear beach management and restoration strategy and plan that does all of the following:

- (1) Utilizes the data and expertise available in the Divisions of Water Resources, Coastal Management, and Energy, Mineral, and Land Resources.
- (2) Identifies the erosion rate at each beach community and estimates the degree of vulnerability to storm and hurricane damage.
- (3) Uses the best available geological and geographical information to determine the need for and probable effectiveness of beach nourishment.
- (4) Provides for coordination with the U.S. Army Corps of Engineers, the North Carolina Department of Transportation, the North Carolina Division of Emergency Management, and other State and federal agencies concerned with beach management issues.
- (5) Provides a status report on all U.S. Army Corps of Engineers' beach protection projects in the planning, construction, or operational stages.
- (6) Makes maximum feasible use of suitable sand dredged from navigation channels for beach nourishment to avoid the loss of this resource and to reduce equipment mobilization costs.
- (7) Promotes inlet sand bypassing where needed to replicate the natural flow of sand interrupted by inlets.
- (8) Provides for geological and environmental assessments to locate suitable materials for beach nourishment.
- (9) Considers the regional context of beach communities to determine the most cost-effective approach to beach nourishment.
- (10) Provides for and requires adequate public beach access, including **handicapped access-access for individuals with a disability.**
- (11) Recommends priorities for State funding for beach nourishment projects, based on the amount of erosion occurring, the potential damage to property and to the economy, the benefits for recreation and tourism, the adequacy of public access, the availability of local government matching funds, the status of project planning, the adequacy of project engineering, the cost-effectiveness of the project, and the environmental impacts.
- (12) Includes recommendations on obtaining the maximum available federal financial assistance for beach nourishment.
- (13) Is subject to a public hearing to receive citizen input.

(b) Each plan shall be as complete as resources and available information allow. ~~Environmental Quality~~ (2000-67, ss. 13.9(c), (d); 2012-143, s. 1(f); 2015-241, s. 14.30(u); 2017-10, s. 4.9.)

Explanation: In addition to making a People First drafting change, this proposed technical correction deletes the garbage language "Environmental Quality" from G.S. 113A-134.12. S.L. 2017-10, s. 4.9, deleted language referring to the "Department of Environment and Natural Resources" from S.L. 2000-67, s. 13.9(d). However, the Revisor of Statutes had codified S.L.

2000-67, s. 13.9(d), as G.S. 113A-134.12(b), and this language was later amended to "Department of Environmental Quality" by S.L. 2015-241, s. 14.30(u), when the department's name was changed. Consequently, the words "Environmental Quality" were left in the statute as garbage language.

Session law excerpts:

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017**

**SESSION LAW 2017-10
SENATE BILL 131**

AN ACT TO PROVIDE FURTHER REGULATORY RELIEF TO THE CITIZENS OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

...

ELIMINATE BIENNIAL REPORT ON IMPLEMENTATION OF THE NORTH CAROLINA BEACH AND INLET MANAGEMENT PLAN BY THE DEPARTMENT OF ENVIRONMENTAL QUALITY

SECTION 4.9. Section 13.9(d) of S.L. 2000-67 reads as rewritten:

→ "Section 13.9.(d) Each plan shall be as complete as resources and available information allow. ~~The Department of Environment and Natural Resources shall revise the plan every two years and shall submit the revised plan to the General Assembly no later than March 1 of each odd-numbered year. The Department may issue a supplement to the plan in even-numbered years if significant new information becomes available.~~"

...

SECTION 5.2. Except as otherwise provided, this act is effective when it becomes law.

In the General Assembly read three times and ratified this the 27th day of April, 2017.

s/ Daniel J. Forest
President of the Senate

s/ Tim Moore
Speaker of the House of Representatives

s/ Roy Cooper
Governor

Approved 5:27 p.m. this 4th day of May, 2017

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

**SESSION LAW 2015-241
HOUSE BILL 97**

AN ACT TO MAKE BASE BUDGET APPROPRIATIONS FOR CURRENT OPERATIONS OF STATE DEPARTMENTS, INSTITUTIONS, AND AGENCIES, AND FOR OTHER PURPOSES.

The General Assembly of North Carolina enacts:

...

SECTION 14.30.(u) The following statutes are amended by deleting the language "Department of Environment and Natural Resources" wherever it appears and substituting "Department of Environmental Quality": G.S. 14-86.2, 14-137, 15A-1343, 18B-902, 20-85, 20-128, 20-183.7, 62-102, 62-110.1, 62-133.6, 62-133.8, 62-302.1, 69-25.5, 74-38, 74-49, 74-53, 74-76, 75A-17, 76-40, 77-90, 77-95, 77-114, 77-125, 77-127, 77-141, 77-142, 87-85, 87-95, 87-97, 87-98.2, 90A-21, 90A-25, 90A-47.3, 95-225, 100-2, 104E-7, 104E-15, 104E-24, 105-122, 105-129.81, 105-130.10, 105-187.24, 105-187.63, 105-259, 105-275, 105-277.13, 105-449.107, 106-24, 106-143, 106-678, 106-762, 106-805, 106-806, 106-860, 110-92, 110-142.2, 113-1, 113-3, 113-8, 113-8.01, 113-14.1, 113-14.3, 113-16, 113-17, 113-18, 113-19, 113-20, 113-21, 113-25, 113-26.1, 113-128, 113-168, 113-174, 113-251, 113-300.6, 113-378, 113-389, 113-425, 113A-52, 113A-103, 113A-104, 113A-113, 113A-118, 113A-129.2, 113A-134.11, 113A-134.12, 113A-153, 113A-167, 113A-168, 113A-169, 113A-170, 113A-221, 113A-230, 113A-231, 113A-232, 113A-235, 113A-253, 113A-255, 113B-2, 113B-6, 113B-11, 113B-30, 115C-522, 120-70.43, 120-76, 121-4, 126-5, 128-1.1, 130A-1.1, 130A-4, 130A-24, 130A-26.1, 130A-33.50, 130A-47, 130A-131.7, 130A-290, 130A-295.9, 130A-301, 130A-309.14, 130A-309.140, 130A-310.60, 130A-313, 130A-336, 130A-481, 136-21, 136-28.8, 136-44.7B, 136-44.7D, 136-44.36D, 136-123, 136-202, 139-8, 139-46, 143-58.2, 143-58.4, 143-64.11, 143-64.12,

143-64.17F, 143-64.17G, 143-64.17H, 143-138, 143-166.13, 143-211, 143-212, 143-214.7A, 143-214.8, 143-214.13, 143-214.25A, 143-215.8D, 143-215.9B, 143-215.9C, 143-215.73A, 143-215.77, 143-215.94I, 143-215.94L, 143-215.94HH, 143-215.107B, 143-215.107C, 143-228.10, 143-240, 143-252, 143-253, 143-286.1, 143-289, 143-320, 143-323, 143-350, 143-355, 143-355.2, 143-436, 143-439, 143B-2, 143B-6, 143B-131.2, 143B-181, 143B-279.1, 143B-279.2, 143B-279.3, 143B-279.4, 143B-279.5, 143B-279.7, 143B-279.8, 143B-279.9, 143B-279.10, 143B-279.11, 143B-279.12, 143B-279.13, 143B-279.14, 143B-279.15, 143B-279.16, 143B-279.17, 143B-281.1, 143B-282, 143B-282.1, 143B-283, 143B-284, 143B-285, 143B-285.22, 143B-289.50, 143B-289.51, 143B-289.52, 143B-289.61, 143B-290, 143B-293.1, 143B-298, 143B-299, 143B-300, 143B-301, 143B-301.1, 143B-301.10, 143B-324.1, 143B-324.2, 143B-344.34, 143B-344.35, 143B-344.36, 143B-344.37, 143B-344.38, 143B-344.44, 143B-344.50, 143B-344.55, 143B-417, 143B-431.01, 143B-437, 143B-437.01, 146-8, 147-33.104A, 148-10, 150B-1, 150B-19.3, 153A-136, 153A-226, 153A-421, 156-59, 156-74, 156-76, 156-83, 159G-20, 159C-7, 159D-7, 159G-70, 159I-3, 162A-23, 162A-24, 162A-25, 162A-29, 162A-30, 162A-33, 162A-35, 166A-19.3, and 166A-26. In any other instances in the General Statutes in which there is a reference to the Department of Environment and Natural Resources or a derivative thereof, the Revisor of Statutes may replace that reference with a reference to the Department of Environmental Quality, as appropriate.

...

EFFECTIVE DATE

SECTION 33.7. Except as otherwise provided, this act becomes effective July 1, 2015.

In the General Assembly read three times and ratified this the 18th day of September, 2015.

s/ Tom Apodaca
Presiding Officer of the Senate

s/ Tim Moore
Speaker of the House of Representatives

s/ Pat McCrory
Governor

Approved 9:35 a.m. this 18th day of September, 2015